

Message Text

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15

ACTION IO-10

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SUBJ: HUMAN RIGHTS COMMISSION-HUMAN RIGHTS IN CHILE

REF: GENEVA 1325

1. THERE FOLLOWS THE TEXT OF THE REVISED DRAFT
RESOLUTION CIRCULATED BY THE NETHERLANDS, NICARAGUE
AND THE UK. THREE CO-SPONSORS DECIDED TO CIRCULATE
REVISED TEXT IN LIGHT OF CONSULTATIONS HELD WITH
AFRO-ASIAN GROUP AND THEIR CONCLUSION THAT ADDITIONAL
PREAMBULAR PARAGRAPHS NECESSARY IN ORDER TO ATTRACT
SUPPORT FROM THIS GROUP. SWITCH TO FIVE-MEMBER
AD HOC WORKING GROUP IS ON CLEAR UNDERSTANDING THAT
MEMBERSHIP WILL BE FORMED TO EXCLUDE MEMBERS FROM
COMMUNIST COUNTRIES. UK DEL HAS CHECKED TEXT
CAREFULLY WITH AMBASSADOR DIEZ (CHILE) WHO HAS GIVEN
HIS APPROVAL.

2. QTE. THE COMMISSION ON HUMAN RIGHTS
RECALLING THE OBLIGATIONS OF ALL STATES UNDER
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THE CHARTER OF THE UNITED NATIONS TO PROMOTE

UNIVERSAL RESPECT FOR HUMAN RIGHTS,
RECALLING THAT IN ITS TELEGRAM DATED 1
MARCH 1974 THE COMMISSION EXPRESSED SERIOUS CONCERN
ABOUT THE REPORTED VIOLATIONS OF HUMAN RIGHTS IN
CHILE AND CALLED FOR THE CESSATION OF SUCH VIOLATIONS,
NOTING THAT IN RESOLUTION 8 (XXVII) THE SUB-
COMMISSION ON PREVENTION OF DISCRIMINATION AND
PROTECTION OF MINORITIES MADE AN URGENT APPEAL TO
THE GOVERNMENT OF CHILE TO RESPECT THE PROVISIONS
OF THE UNIVERSAL DECLARATION OF HUMAN RIGHTS AND
TO COMPLY WITH THE INTERNATIONAL COVENANTS ON HUMAN
RIGHTS SIGNED AND RATIFIED BY THE GOVERNMENT OF CHILE,
NOTING FURTHER THAT IN THE SAME RESOLUTION THE
SUB-COMMISSION ON PREVENTION OF DISCRIMINATION AND
PROTECTION OF MINORITIES RECOMMENDED THAT THE
COMMISSION SHOULD STUDY THE REPORTED VIOLATIONS OF
HUMAN RIGHTS IN CHILE WITH PARTICULAR REFERENCE TO
TORTURE AND OTHER CRUEL, INHUMAN OR DEGRADING
TREATMENT OR PUNISHMENT,
NOTING ALSO THAT THE GENERAL ASSEMBLY IN ITS
RESOLUTION 3219 (XXIX) EXPRESSED ITS DEEPEST CONCERN
ABOUT THE CONTINUED REPORTS OF VIOLATIONS OF BASIC
HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS IN CHILE AND
ENDORSED THE RECOMMENDATIONS UNDER PRECEDING PARAGRAPH
OF THE SUBCOMMISSION ON PREVENTION OF DISCRIMINATION
AND PROTECTION OF MINORITIES,
RECOGNIZING THE COOPERATION THAT THE GOVERNMENT
OF CHILE HAS EXTENDED TO THE UNITED NATIONS HIGH
COMMISSIONER FOR REFUGEES, THE INTERNATIONAL LABOUR
ORGANIZATION, THE INTERNATIONAL COMMITTEE OF THE
RED CROSS AND THE ORGANIZATION OF AMERICAN STATES
IN THEIR RESPECTIVE FIELDS OF COMPETENCE RELATING TO
THE PROTECTION OF HUMAN RIGHTS IN CHILE,
NOTING THAT THE GOVERNMENT OF CHILE HAS ALLOWED
REPRESENTATIVES OF NON-GOVERNMENTAL ORGANIZATIONS
TO ENTER THE COUNTRY TO INFORM THEMSELVES ON THE
HUMAN RIGHTS SITUATION IN CHILE,
NOTING THAT CERTAIN DETAINEES HAVE RECENTLY
BEEN RELEASED,
HAVING STUDIED THE QUESTION OF THE REPORTED
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VIOLATIONS OF HUMAN RIGHTS IN CHILE IN THE LIGHT OF
THE INFORMATION AND REPORTS SUBMITTED BY INTER-
GOVERNMENTAL AND OTHER ORGANIZATIONS ON TORTURE AND
OTHER CRUEL, INHUMAN AND DEGRADING TREATMENT OR
PUNISHMENT AS WELL AS OTHER SERIOUS VIOLATIONS OF
HUMAN RIGHTS IN CHILE,
DEEPLY CONCERNED BY THE ACCOUNTS OF SERIOUS
VIOLATIONS OF HUMAN RIGHTS WHICH WERE BROUGHT TO

THE NOTICE OF THE COMMISSION AND CONVINCED THAT THE ACTUAL HUMAN RIGHTS SITUATION IN CHILE NEEDS TO BE REVIEWED,

1. DECIDES THAT AN AD HOC WORKING GROUP OF FIVE MEMBERS OF THE COMMISSION SERVING IN THEIR PERSONAL CAPACITY TO BE APPOINTED BY THE CHAIRMAN OF THE COMMISSION ON HUMAN RIGHTS TO OPERATE UNDER HIS CHAIRMANSIP, SHALL ENQUIRE INTO THE PRESENT HUMAN RIGHTS SITUATION IN CHILE ON THE BASIS OF A VISIT TO THAT COUNTRY AND OF ORAL AND WRITTEN EVIDENCE TO BE GATHERED FROM ALL RELEVANT SOURCES;
2. REQUESTS THE AD HOC WORKING GROUP ALSO TO INVESTIGATE THE CIRCUMSTANCES AND CONDITIONS UNDER WHICH PERSONS ARE HELD IN ANY FORM OF DETENTION;
3. APPEALS TO THE GOVERNMENT OF CHILE TO EXTEND ITS FULL COOPERATION TO THE AD HOC WORKING GROUP IN FULFILLING ITS TASK, INCLUDING THE GRANTING OF ALL NECESSARY FACILITIES AND COMPLETE FREEDOM OF MOVEMENT IN THE COUNTRY FOR THIS PURPOSE;
4. REQUIRES THE AD HOC WORKING GROUP TO REPORT THE RESULTS OF ITS ENQUIRIES TO THE COMMISSION ON HUMAN RIGHTS AT ITS THIRTY-SECOND SESSION AND TO SUBMIT A PROGRESS REPORT ON ITS FINDINGS TO THE SECRETARY-GENERAL FOR INCLUSION IN HIS REPORT TO THE THIRTIETH SESSION OF THE GENERAL ASSEMBLY UNDER GENERAL ASSEMBLY RESOLUTION 3219 (XXIX); THEREAFTER THE AD HOC WORKING GROUP SHALL CEASE TO EXIST;
5. REQUESTS THE SECRETARY-GENERAL TO RENDER TO THE AD HOC WORKING GROUP ALL ASSISTANCE WHICH IT MIGHT REQUIRE IN ITS WORK;
6. RECOMMENDS TO THE ECONOMIC AND SOCIAL COUNCIL TO MAKE ARRANGEMENTS FOR THE PROVISION OF ADEQUATE FINANCIAL RESOURCES AND STAFF FOR LIMITED OFFICIAL USE

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THE IMPLEMENTATION OF THE RESOLUTION;

7. DECIDES TO CONSIDER AT ITS 32ND SESSION AS A MATTER OF HIGH PRIORITY THE QUESTION OF THE VIOLATIONS OF HUMAN RIGHTS IN CHILE. END QTE DALE

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